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UNITED STATES DISTRICT COURT

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EASTERN DISTRICT OF CALIFORNIA

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11 TONY HILL,   )   Case No.: 1:23-cv-1103 JLT EPG
)
12   Plaintiff,   )   ORDER ADOPTING FINDINGS AND
)   RECOMMENDATIONS IN FULL AND
13   v.   )   DIRECTING PLAINTIFF TO PAY THE FILING
)   FEE IN FULL
14 TAMMY CAMPBELL, et al.,   )
)
15   Defendants.   )   (Doc. 7)
)
16 _____)

17   Tony Hill is a state prisoner proceeding pro se in this civil rights action filed under 42 U.S.C. §

18 1983. On August 3, 2023, the assigned magistrate judge found Plaintiff was subject to the three-

19 strikes bar imposed by 28 U.S.C. § 1915(g). (Doc. 7 at 1-2.) The magistrate judge also found the

20 allegations in the complaint do not satisfy the "imminent danger of serious physical injury" exception

21 to § 1915(g). (*Id.* at 4.) Therefore, the magistrate judge recommended that Plaintiff not be permitted

22 to proceed in forma pauperis.

23   Plaintiff filed objections to the Findings and Recommendations and a letter to the Clerk of

24 Court related to the IFP application on August 16, 2023. (Docs. 8, 9.) Plaintiff does not dispute the

25 finding that he was subject to the three strikes bar. He also does not demonstrate that he is in

26 imminent danger of serious physical injury. (*See id.*)

27   In accordance with the provisions of 28 U.S.C. § 636(b)(1)(B) and Local Rule 304, this Court

28 has conducted a de novo review of this case. Having carefully reviewed the entire file, including

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Plaintiff's objections, the Court concludes the Findings and Recommendations are supported by the record and proper analysis. Accordingly, the Court **ORDERS**:

      1.   The Findings and Recommendations issued on August 16, 2023 (Doc. 7), are **ADOPTED** in full.

      2.   Pursuant to 28 U.S.C. § 1915(g), Plaintiff is directed to pay the $402.00 filing fee in full within thirty days from the date of service of this order.

      3.   <u>Plaintiff is advised the failure to timely pay the filing fee in full will result in the dismissal of this case</u>.

IT IS SO ORDERED.

  Dated: **August 30, 2023**

UNITED STATES DISTRICT JUDGE